

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO

CHAD S. HALL, SR.,

Plaintiff,

vs.

COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

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CASE NO. 4:17-cv-1327

OPINION & ORDER
[Resolving Doc. [1](#)]

JAMES S. GWIN, UNITED STATES DISTRICT JUDGE:

On June 23, 2017, Plaintiff Chad S. Hall, Sr. filed a complaint seeking judicial review of the Defendant Commissioner of Social Security's denial of his application for disability insurance benefits and supplemental security income.¹ The Court referred the matter to Magistrate Judge George J. Limbert.

On July 20, 2018, Magistrate Judge Limbert issued a Report and Recommendation ("R&R") recommending that this Court reverse and remand the Commissioner's final decision.² Objections to that R&R were due by August 3, 2018. The Commissioner stated it will not file objections.³

The Federal Magistrates Act requires a district court to conduct a *de novo* review only of those portions of an R&R to which the parties have made an objection.⁴ Failure to timely object waives a party's right to appeal the magistrate's report.⁵ Where a party does not object to the R&R, a district court may adopt it without review.⁶

¹ Doc. [1](#).

² Doc. [18](#).

³ Doc. [19](#).

⁴ [28 U.S.C. § 636\(b\)\(1\)\(C\)](#).

⁵ [Thomas v. Arn](#), 474 U.S. 140, 145 (1985); [United States v. Walters](#), 638 F.2d 947, 949-50 (6th Cir. 1981).

⁶ [See Thomas](#), 474 U.S. at 149-50.

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Accordingly, in light of the Commissioner's decision not to object to the R&R in this case, the Court **ADOPTS** Magistrate Judge Limbert's R&R, incorporates it as if fully restated herein, and **REVERSES AND REMANDS** the Commissioner's final decision.

IT IS SO ORDERED.

Dated: August 7, 2018

s/ *James S. Gwin*
JAMES S. GWIN
UNITED STATES DISTRICT JUDGE